



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION I
5 POST OFFICE SQUARE, SUITE 100
BOSTON, MASSACHUSETTS 02109-3912

URGENT MATTER -- PROMPT REPLY NECESSARY
CERTIFIED MAIL: RETURN RECEIPT REQUESTED

August 4, 2016

Mr. Raymond Leblanc, Hazardous Waste Coordinator - Emergency Management - Safety
Coordinator
Exeter Hospital Inc.
5 Alumni Drive
Exeter, NH 03833

RE: **NOTICE OF VIOLATION** of the Resource Conservation and Recovery Act (RCRA), the Hazardous and Solid Waste Amendments of 1984 (HSWA) and State of New Hampshire Revised Statutes Annotated (RSA), Chapter 147-A, and its implementing regulations, Env-Wm Parts 100-1000.

Dear Mr. Leblanc:

On July 27, 2016, representatives of the United States Environmental Protection Agency ("EPA") conducted a RCRA Compliance Evaluation Inspection. The purpose of this inspection was to determine the compliance of Exeter Hospital Inc., EPA ID No. NHD073978389, with Env-Wm Parts 100-1000 and the federal Hazardous Waste Management Regulations found at 40 CFR Parts 260-272. The State of New Hampshire has been granted final authorization by EPA to administer certain portions of RCRA.

As a result of the inspection noted above, EPA has determined that your facility violated certain provisions of Env-Wm Parts 100-1000 and the RCRA regulations, promulgated at 40 CFR Parts 260 through 272. The violations are set forth below:

1. Failure to make adequate waste determinations, e.g. managing a container of waste aprons-containing-lead labelled "Universal Waste". This is a violation because "Universal Waste" is defined to be any of the following hazardous wastes: batteries; pesticides; mercury containing devices, including thermostats; lamps; cathode ray tubes; and antifreeze.
2. Failure to provide a device to separate or protect possible incompatible materials, e.g. secondary containers for containers of "Decalcifying Solution Hydrochloric Acid" ("Decal" waste) and "Hazardous Waste Bases" (Sodium Hydroxide) in the Pathology Lab, and, failure to provide a device to prevent accidental ignition of ignitable waste, e.g. a secondary container for a container of "Used Paint Thinner" (ignitable waste) in the Chiller Pump Room.

3. Failure to adequately label containers of hazardous waste, e.g. container of "Decal" waste in Pathology Lab; container of "Used Paint Thinner" in Chiller Pump Room; (2) containers of waste batteries" in Chiller Pump Room; container of "Pharmaceutical Waste" in Hazardous Waste Storage Area.
4. Failure to adequately train personnel handling hazardous waste, e.g. lab technicians who generate and handle HW in the Pathology Lab.
5. Failure to label containers of UW Lamps with words "universal waste-lamp(s)", "waste lamp(s)", or "used lamp(s)", e.g. waste lamps in the Universal Waste Storage Area (Room 165).

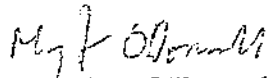
Exeter Hospital Inc. must address the requirements set forth above and must immediately begin and continue to operate in compliance with all applicable Federal and State regulations.

Within (30) thirty calendar days of receipt of this NOTICE, submit a written description, with supporting documentation, of the actions taken to address requirements 1 through 5 above. Submit the information to:

Donald MacLeod, Environmental Engineer
U.S. Environmental Protection Agency
Office of Environmental Stewardship (OES05-4)
5 Post Office Square, Suite 100
Boston, Massachusetts 02109-3912

Failure to correct the violations as required by this NOTICE may subject the facility to further Federal enforcement action, including the assessment of penalties, pursuant to Section 3008 of RCRA, 42 U.S.C. § 6928. If you have any questions regarding this NOTICE, please contact Donald MacLeod, of my staff, at 617-918-1405.

Sincerely,



Mary Jane O'Donnell, Manager
RCRA, EPCRA & Federal Programs Unit

cc: Tod Leedburg, NHDES